

**TOWN BOARD MEETING**  
 WEDNESDAY, DECEMBER 3, 2008; 7:00 P.M.  
 NEW WINDSOR TOWN HALL  
 NEW WINDSOR, NEW YORK

**BOARD MEMBERS PRESENT:** Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

**OTHER OFFICIALS PRESENT:** Comptroller Finnegan, Police Lieutenant Farbent, Highway Superintendent Fayo, Town Attorney Blythe

Supervisor Green called to order the Town Board meeting and presided over same.

**#1 On Agenda: Minutes**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the minutes of the Public Hearings regarding the proposed 2009 Budget, and proposed amendments to Chapter 280 Vehicle and Traffic Local Law, and the minutes of the Town Board meeting all held on November 5, 2008, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

**UNFINISHED BUSINESS**

**HIGHWAY DEPARTMENT**

**WATER DEPARTMENT**

**SANITATION DEPARTMENT**

**GENERAL**

**#2 On Agenda: Motion – Amend 2008 Standard Schedule of Fees**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor hereby amends the 2008 Standard Schedule of Fees as follows and directs the Town Clerk to revise the Standard Schedule of Fees accordingly:

**A. Planning Board Fees:**

2) (k) Cash payment in lieu of affordable senior housing units: Ten Thousand and 00/100 (\$10,000.00).

**C. Building and Inspection Fees:**

g) Annual Fire Inspection Fee:  
     - Commercial Occupancy: \$ 75.00  
     - Places of Assembly: \$125.00

**D. Highway Department Fees & Work Permits**

6) A check made payable to the Town of New Windsor in the amount of One Thousand (\$1,000.00) Dollars shall be posted with the Town for all highway work permits to guarantee acceptable completion of the work and restoration of Town improvements. Bonds not redeemed within (1) year of posting, unless extended by the Superintendent of Highways, shall be forfeited to the Town.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

**#3 On Agenda: Motion – Authorize Execution of MOU with New Windsor PBA**

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Supervisor to execute a Memorandum of Understanding between the Town and the PBA, amending the Collective Bargaining Agreement of April 3, 2008 to clarify the night differential for both the A-Line and C-Line in accordance with the attached.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

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**#4 On Agenda:      Receive And File Fully Executed Agreement – Nuisance Wildlife Control At New Windsor Landfill – Richard Krol**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully executed agreement with Richard Krol, 28 Travis Lane, Newburgh, New York, for Nuisance Wildlife Control at the Town of New Windsor Landfill for the year 2009.

**#5 On Agenda:      Receive And File Fully Executed Agreement – Newburgh SPCA**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully executed agreement with the Newburgh S.P.C.A., located on Route 207, New Windsor, New York, for the boarding and care of animals.

**#6 On Agenda:      Motion – Authorize Execution of Inter-Municipal Agreement – Orange County Inter-Operable Communication Project**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute an Inter-Municipal Agreement between the Town of New Windsor and Orange County Department of Emergency Services for the purpose of increased interoperability between allied public safety agencies and the improved delivery of public safety services.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

**#7 On Agenda:      Receive And File Independent Accountant's Report – Justice Court**

Hearing no objection, the Town Board of the Town of New Windsor receive and file Independent Accountant's Report On Applying Agreed-Upon Procedures dated October 27, 2008 received from Nugent & Haeussler, P.C., evaluating the financial and accounting practices and procedures of the Town of New Windsor Justice Court as of July 7, 2008.

**#8 On Agenda:      Motion – Authorize Execution of Developer's Agreement – Patriot Bluff**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Supervisor to execute a Developer's Agreement between Town of New Windsor and RPA Associates, LLC for the Patriot Bluff project as recommended by the Town Attorney.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

**#9 On Agenda:      Motion – Authorize Execution Of Lease – Musco Lighting At Mt. Airy Sports Complex**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Supervisor to execute lease between Musco Finance, LLC and the Town of New Windsor for lighting at Mt. Airy Sports Complex in accordance with the attached proposal.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

**#10 On Agenda:      Receive and File Pre-Disaster Mitigation Planning Agreement**

Hearing no objection, the Town Board of the Town of New Windsor receive and file Agreement dated July 31, 2008, between Town of New Windsor and New York State Emergency Management Office for the purpose of preparing a Multi-Hazard Mitigation Plan for the Town of New Windsor.

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**#11 On Agenda:            Motion – Authorize Execution of 2009 Drug & Alcohol Testing Contract Renewals – Partners in Safety**

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Supervisor to sign 2009 Drug and Alcohol Testing Contract Renewal Agreements with Partners in Safety, 800 Route 17M, Middletown, New York.  
*Roll Call: All Ayes* *Motion Carried: 5-0*

**#12 On Agenda:            Motion – Authorize Transfer From Parkland Fund To General Fund – Mt. Airy Sports Complex**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the transfer of \$125,000 from Parkland Fund to the General Fund.  
*Roll Call: All Ayes* *Motion Carried: 5-0*

**#13 On Agenda:            Receive And File Contract – Orange County And Dial –A- Bus**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully-executed contract between the County of Orange and the Town of New Windsor Dial-A-Bus.

**#14 On Agenda:            Motion – Authorize Execution of Agreement – PERMA – Tail Claims**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Supervisor to execute an Agreement between the Town of New Windsor and Public Employer Risk Management Association (PERMA) for third party administrative services (tail claims) arising from injuries occurring prior to January 1, 2008. Said Agreement is effective from January 1, 2009 to January 1, 2010.  
*Roll Call: All Ayes* *Motion Carried: 5-0*

**#15 On Agenda:            Officials Reports**

The following reports were received, recorded and filed with the Town Clerk:

Building Department	Month of November 2008
Fire Prevention	Month of November 2008
Justice Court – Richard W. Thorpe	Month of November 2008
Justice Court – Donald J. Suttlehan	Month of November 2008
Police Department	Month of November 2008
Recreation Department	Month of November 2008
Town Clerk	Month of November 2008

**#16 On Agenda:            Public Forum**

Supervisor Green asked if anyone in the audience had any comments they wished to make.

Francis Bedetti asked what the developer’s agreement for Patriot Bluff included. Supervisor Green said it covered early payment of recreation fees, funds for off-site drainage and some funds for the Union Avenue Water Pump Station. Mr. Bedetti also wanted to know if this had anything to do with the change in the original plans for single family homes. Supervisor Green said that matter is being handled by the Planning Board.

Hearing no one else wishing to speak, the Supervisor entertained a motion to close the public forum.

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Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

Supervisor Green said he had some announcements. He said that the Christmas Tree lighting is scheduled for this Friday at 6 p.m. and the menorah lighting would be held on Monday, December 22<sup>nd</sup> at 5 p.m. Next year, the first workshop will be held on Monday, January 5<sup>th</sup>, and the first Town Board meeting will be on Wednesday, January 7<sup>th</sup> at 7 p.m. The schedule for next years' meetings will be available at that meeting.

Supervisor Green said he would like to make some comments since this is the last meeting for the year before adjourning for the holidays. He thanked everyone for attending tonight's Town Board meeting and feeling comfortable enough to make comments and ask questions. On behalf of himself and the Town Board, he wished to recognize all the Town's employees for a job well done throughout the year. The Supervisor asked that everyone as they are enjoying their holidays, keep our armed forces in their prayers as well as those who have fallen on tough economic times through no fault of their own. He also asked that everyone remember President-Elect Obama and pray that he finds the strength and wisdom to lead the country through these very tough times into a peaceful and prosperous time.

On behalf of the Town Board and other officials, he wished everybody happy holidays and a prosperous new year and thanked everyone again for being here.

**#17 On Agenda: Adjourn**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:20 p.m.

*Roll Call: All Ayes*

*Motion Carried: 5-0*

Respectfully submitted,

**DEBORAH GREEN**  
**TOWN CLERK**

/clc